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OCT 11 2006

Our ref: 408.014-CON

Client's ref: BCO/FC-BET-02/0181

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: J. MAGDALENA : Art Unit: 1634
et al

Serial No. : 10/086,206 : Examiner: D.B.
Johannesen

Filed : February 28, 2002 :
Dated: October 11, 2006

Title : Fragments of Nucleic :
Acids Specific to :
Mycobacteria which :
are members of the M. :
...Complex :

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AMENDED RESPONSE

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S i r:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document is being facsimile
transmitted to the Commissioner of Patents on the date
Shown: Oct 11, 2006

LUCAS & MERCANTI, LLP

BY: Donald C. Lucas
Donald C. Lucas

This is in response to the Notice of Non-Compliant
Amendment dated on September 25, 2006 for our previous
Response to the outstanding Office Action dated February 10,
2006 in the above-identified Application. Attached are
corrected Claim Amendments and Remarks, each starting on a
separate page.